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11 TESLA, INC. DBA TESLA MOTORS, INC.

12
13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA

15 DEMETRIC DI-AZ, OWEN DIAZ AND
16 LAMAR PATTERSON

17 Plaintiffs,

18 v.

19 TESLA, INC. DBA TESLA MOTORS,
INC., CITISTAFF SOLUTIONS, INC.;
20 WEST VALLEY STAFFING GROUP;
CHARTWELL STAFFING SERVICES,
21 INC.; NEXTSOURCE, INC.; and
DOES 1-10, inclusive

22 Defendants.

Case No. 17-cv-06748-WHO

**DECLARATION OF JEREMIE HANSEN IN
SUPPORT OF DEFENDANT'S MOTION FOR
PARTIAL SUMMARY JUDGMENT AS TO
THE CLAIMS FOR UNRUH CIVIL RIGHTS
ACT AND PUNITIVE DAMAGES**

Date: December 18, 2019

Time: 2:00 p.m.

Courtroom: 2, 17th Floor

Judge: Hon. William H. Orrick

Trial Date: March 2, 2020

Complaint Filed: October 16, 2017

[Filed concurrently with Notice of Motion,
Memorandum of Points and Authorities,
Declaration of Patricia M. Jeng, and [Proposed]
Order]

DECLARATION OF JEREMIE HANSEN

I, Jeremie Hansen, hereby declare and state:

1. I am currently a Security Systems Specialist at Tesla, Inc. ("Tesla"). I have personal knowledge of the matters set forth herein and I could and would testify competently thereto, if called upon to do so.

2. I have worked for Tesla for six years, and from 2015 to 2016, my business title was Associate Manager. As an Associate Manager in 2015 to 2016, my job duties included responding to any on-site emergencies, creating security policy and procedure updates, and overseeing the internal security team. I currently support security at the Tesla factory building, which is located at 45500 Fremont Blvd, Fremont, California, 94538 (hereinafter the "Fremont Factory"), and I worked at the same location from 2015 to 2016.

3. During the 2015 to 2016 time frame, the Fremont Factory did not hold itself out for business from, or conduct business with, the general public. During that time, members of the general public were not permitted to enter the Fremont Factory without special authorization. Only approved guests from the general public could enter the Fremont Factory. Persons authorized to enter the Fremont Factory, other than approved guests, use a Tesla-issued badge. The authorized person must place the badge on a badge reader, and if it is a valid badge, then the door will unlock and allow the badged individual to enter the Fremont Factory.

4. Even approved guests had to comply with security procedures before they would be allowed to enter the Fremont Factory, including but not limited to checking in with Tesla's staff and obtaining a Tesla-issued visitor pass, which would only allow them to enter certain portions of the Fremont Factory. Visitors are required to sign in through the visitor system at the lobby of the Fremont Factory, which then sends a request to the host. The visitor has to identify the purpose of the visit, which can only be valid for one day. After the host receives the request, the host has to approve the request and go meet the visitor in the lobby. The visitor must be escorted by the host at all times while at the Fremont Factory premises. There are areas where hosts are not allowed take visitors without additional clearances. There are also other areas where visitors are generally prohibited.

1 5. During the 2015 to 2016 time frame, Tesla did not invite the general public to engage
2 in business with Tesla at the Fremont Factory, nor did Tesla engage in or benefit from any business
3 with the general public transacted in the Fremont Factory. Not only was the general public restricted
4 from entering the Fremont Factory, which is private property, but the general public was also unable
5 to obtain, or to benefit from, any business services, goods, or products from Tesla at the Fremont
6 Factory.

7 6. During the 2015 to 2016 time frame, there was no Tesla Store at the Fremont Factory,
8 and the general public was not able to enter the Fremont Factory to purchase cars, services or goods.
9 Tesla does not engage with the general public as customers, patrons or clients at the Fremont
10 Factory.

11 I declare under penalty of perjury under the laws of the United States of America that the
12 foregoing is true and correct.

13 Executed this 28 day of October 2019, at 901 Page Ave, Fremont, California.

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JEREMIE HANSEN